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PART II—SECTION 4 Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE ORDER

New Delhi, the 6th August 1955

S.R.O. 301.—In exercise of the powers conferred by sub-section (2) of section 5 of the Charitable Endowments Act, 1890 (Central Act VI of 1890) and on the application and with the concurrence of the Committee acting in the Administration of the Madras Share of the Post-War Services Reconstruction Fund, and in consequence of the formation of the State of Andhra and the addition to the State of Mysore of certain territories which were previously comprised in the State of Madras, the Central Government, in modification of the Scheme for the administration of the said Fund published with the notification of the Government of Madras in the Public (Resettlement) Department, No. 12, dated the 14th August, 1946, hereby directs that—

- (a) the movable properties belonging to the said Fund and standing to the Credit of the Committee of Administration on the 1st day of October, 1953, amounting in value to Rs. 85,73,170/9/11 shall be apportioned between the States of Madras, Andhra and Mysore in the proportions of 62-2/3 per cent., 36 per cent. and 1-1/3 per cent. respectively;
- (b) the movable properties so apportioned to each of the States of Madras, Andhra and Mysore shall be constituted into a Fund to be called the "Madras Share of the Post-War Services Reconstruction Fund", "the Andhra Share of the Post-War Services Reconstruction Fund" and "the Mysore Share of the Post-War Services Reconstruction Fund", respectively, each of which shall vest in a Committee of Administration to be constituted or re-constituted as the case may be, for each of the said States by the Governor concerned or the Rajpramukh, as the case may be, in the manner laid down in clause 4 of the Schedule appended to the said notification, as amended by this Order;
- (c) the Scheme settled by the Government of Madras for the administration of the said Fund and published with the said notification in relation to each of the States of Madras, Andhra and Mysore, shall stand modified subject to the adaptations specified in Part A, B and C respectively of the Schedule hereto annexed.

THE SCHEDULE

PART A—MADRAS

1. In the said Scheme in its application to the State of Madras, for the figures "1,86,43,138", wherever they occur the figures "53,72,520/4/1" shall be substituted.

PART B—ANDHRA

2. In the said Scheme in its application to the State of Andhra—
 - (i) for the word "Madras", wherever it occurs, the word "Andhra" shall be substituted; and

- (ii) for the figures "1,86,43,138", wherever they occur, the figures "30,86,341/6/9" shall be substituted.

PART C—MYSORE

3. In the said Scheme in its application to the State of Mysore—

- (i) for the word "Madras" wherever it occurs the word "Mysore" shall be substituted;
- (ii) in the second paragraph of the preamble in Part II for the words "this Province" and the figures "1,86,43,138", the words "the Bellary district of this State" and the figures "1,14,308/15/1" shall, respectively, be substituted;
- (iii) in the third paragraph of the preamble in Part II, for the words "His Excellency the Governor of Madras", the words "the Rajpramukh of Mysore" shall be substituted;
- (iv) in clause 3 of the Schedule for the words "Province of Madras" the words "Bellary district of the State of Mysore" shall be substituted; and
- (v) in clause 4 of the Schedule, for the words "Governor of Madras" and "Governor" wherever they occur, the words "Chief Minister of the State of Mysore" and "Rajpramukh" shall, respectively, be substituted.

S. K. MUKERJEE, Dy. Secy.

S.R.O. 302.—The following bye-laws for regulating the grazing of public animals in the Cantonment of Agra, framed by the Cantonment Board, Agra, in exercise of the powers conferred by clause (21) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

Bye-laws for regulating the Grazing of Public Animals in the Cantonment of Agra.

1. In these bye-laws, "animal" includes an elephant, camel, buffalo, horse, gelding, pony, colt, filly, mule, bull, bullock, cow, heifer, calf, ass, pig, ram, ewe, sheep, lamb, goat, kind and any other animal which may be declared by a resolution of the Cantonment Board to be a grazing animal.

2. Grazing rights may be sold by auction but shall ordinarily be regulated by a system of issue of tickets which shall be tied round the neck of every animal, grazing to denote that grazing fee in respect thereof has been paid. All persons owning or having the care of animals and who desire to let them out for grazing shall first apply for and obtain grazing tickets on payment of the prescribed fee laid down in bye-law 8.

3. Any animal found grazing without a ticket shall be impounded.

4. No animal shall be grazed within the limits of the Cantonment except at places set apart by the Cantonment Board for this purpose from time to time. The area set apart for grazing shall be declared at the commencement of each year.

5. The owner of the person incharge of an animal grazing on any land under the control of the Cantonment Board set apart for the purpose, shall be bound to keep it under proper care and control.

6. Every animal found grazing on land not set apart for such purpose and under the control of the Cantonment Board, shall be liable to seizure by any servant of the Cantonment Board and to be sent within 24 hours to the Cantonment Cattle Pound, established under section 4 of the Cattle Trespass Act, 1871 (I of 1871).

7. Every animal sent to the pound under the provisions of bye-laws 3 and 6 shall be dealt with as if it has been impounded under the provisions of the Cattle Trespass Act, 1871 (I of 1871), and the provisions of the said Act shall apply thereto.

8. The Executive Officer shall grant grazing tickets on payment in advance of the following fees:—

- (i) Elephant Rs. 20 per head per annum.
- (ii) Camel Rs. 10 per head per annum.

- (iii) Buffalo Rs. 8 per head per annum.
- (iv) Cow, Bull or bullock Rs. 5 per head per annum.
- (v) Horse, Mare, gelding pony or mule Rs. 6 per head per annum.
- (vi) Colt or filly Rs. 2 per head per annum.
- (vii) Ass Rs. 3 per head per annum.
- (viii) Ram, ewe, sheep or goat Re. 1 per head per annum.
- (ix) Pig Rs. 3 per head per annum.

Provided that for calves of buffalo and cows upto three years of age and for lambs and kids, fees at half rates shall be charged.

9. Grazing between sun set and sun rise shall not be permitted.

10. Owners of animals or graziers, shall not permit their animals to damage young trees, hedges or plants, or any property belonging to Government or to the Cantonment Board.

11. Owners or graziers shall at once report the occurrence of any disease among their animals to the Executive Officer, who shall if necessary, close or restrict the grazing areas covered by their licences in order to prevent the spread of the disease or take such steps as he may deem fit to take on the advice of the Veterinary Officer.

12. All grazing shall be closed from 1st April to 30th June in each year as a protection to grass roots.

13. Animals going to the grazing plots shall be led by herdsman only along the route prescribed for this purpose by the Cantonment Board.

14. Any contravention of the provisions of these bye-laws shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

S.R.O. 303.—The following amendments in the bye-laws for the regulation of the collection and recovery of Octroi (without refunds) in the Ferozepore Cantonment, made by the Cantonment Board, Ferozepore, in exercise of the powers conferred by sub-section (3) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), published with the notification of the Government of India, in the late Defence Department No. 506, dated the 25th March, 1950, are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act; namely:—

AMENDMENTS

In the said bye-laws after bye-law 34, the following bye-law shall be inserted;

34A. (1) To ensure proper payment of octroi by Army Service Corps Contractors, the contractors concerned shall file attested copies of official receipts issued to them by the supply depot, for supplies made by them during the month or any other document of equivalent value, within the second week of the succeeding month. The receipts so filed by the contractor shall be verified by the Octroi Superintendent or in his absence by the Octroi Inspector, and the balance of octroi, if any, found due from any Army Service Corps contractor, shall be paid by him promptly on demand. The contractors shall deposit as security such sums, not exceeding one thousand rupees each, with the Executive Officer as he may direct and execute an agreement with the Board to ensure proper production of attested copies of the receipts from the supply depot and prompt payment of balance of octroi dues. In case any contractor fails to pay promptly the balance of octroi dues on demand, the same may be recovered by the Executive Officer from the security deposit of such contractor.

(2) For local purchases the onus shall be on the contractors to produce proof to the satisfaction of the Executive Officer that his supplier has paid the octroi tax on goods supplied by him to the said contractor.

S.R.O. 304.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Ranikhet, by reason of the acceptance by the Central Government of the resignation of Shri S. P. Mukerji, Magistrate, 1st Class.

S.R.O. 305.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that Shri R. P. Khosla, Magistrate, 1st Class, has been nominated as a member of the Cantonment Board, Ranikhet, by the District Magistrate, Almora, in exercise of the powers conferred under section 13(4) (b) *ibid* vice Shri S. P. Mukerji, Magistrate, 1st Class, resigned.

[No. 19/27/G/L&C/54/D(C&L).]

S. D. CHATTERJEE, Under Secy.